



General Assembly

February Session, 2010

Raised Bill No. 150

LCO No. 576

00576_____PS_

Referred to Committee on Public Safety and Security

Introduced by:
(PS)

AN ACT CONCERNING REPEATED FALSE ALARMS.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 29-6c of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2010*):

3 (a) As used in this section:

4 (1) "Alarm system" means an assembly of equipment and devices
5 arranged to signal the presence of a hazard such as unauthorized
6 intrusion into a premises, an attempted robbery or a fire or smoke
7 condition at a premises requiring urgent attention and to which the
8 Division of State Police or a constable under the supervision of the
9 Division of State Police is expected to respond, including, but not
10 limited to: Automatic holdup alarm systems, burglary alarm systems,
11 holdup alarm systems, manual holdup alarm systems, audible alarm
12 systems and fire alarm systems. "Alarm system" does not mean a
13 system that monitors temperature or is designed solely for notification
14 of medical emergencies.

15 (2) "False alarm" means the activation of any alarm system including

16 circumstances occurring off the protected property and within the
17 control of either the subscriber, [his] the subscriber's alarm business or
18 [his] answering service to which the Division of State Police or a
19 constable under the supervision of the Division of State Police
20 responds, but does not include any such activation caused by fire, a
21 criminal act, emergency, or an act of nature such as an earthquake,
22 tornado, hurricane or storm.

23 (3) "Subscriber" means an individual who buys, leases or otherwise
24 acquires an alarm system and thereafter installs it or has it installed,
25 including an individual who has control of the premises in which an
26 operable alarm system exists.

27 (b) The subscriber of an alarm system shall be fined for each
28 emergency police response to a false alarm, except that such fine shall
29 be automatically waived for the first three false alarm responses in a
30 calendar year. State, federal and municipal buildings or properties
31 shall be exempt from such fine. [The] A violation of the provisions of
32 this section shall be an infraction and the subscriber of an alarm system
33 shall be fined for each emergency police response to a false alarm in a
34 calendar year not more than: (1) Twenty-five dollars for a fourth
35 offense, (2) fifty dollars for a fifth offense, (3) seventy-five dollars for a
36 sixth offense, and (4) one hundred dollars for the seventh and each
37 subsequent offense within a calendar year. [Such fine shall be used for
38 the administrative costs of administering this section, and for training
39 and educational materials of the state police. If the subscriber is not the
40 owner of the property in which the alarm system is located, the state
41 police trooper shall give the property owner notice of the occurrence of
42 the second alarm generated by the alarm system of the property.]

43 [(c) Any subscriber who has received notification from the state
44 police informing such subscriber that a fine is being imposed for a false
45 alarm may appeal the fine not later than seven days after the receipt of
46 notification by filing an appeal with the Division of State Police. The
47 Division of State Police shall review the appeal and make a

48 determination as to whether or not the circumstances surrounding the
49 false alarms justify a waiver of the fine. The Division of State Police
50 shall notify the subscriber, in writing, of its final decision.

51 (d) All fines imposed pursuant to this section shall be payable to the
52 Division of State Police and shall be due not later than thirty days after
53 the date of notification, or in the case of an appeal, not later than thirty
54 days after the date of the decision on the appeal. A subscriber who fails
55 to pay the fine within the designated time period shall be fined not
56 more than two hundred dollars.]

57 Sec. 2. Section 51-164m of the general statutes is repealed and the
58 following is substituted in lieu thereof (*Effective October 1, 2010*):

59 (a) The judges of the Superior Court shall establish and maintain a
60 schedule of fines to be paid for the violation of the sections of the
61 general statutes deemed to be infractions and shall establish and
62 maintain a separate sliding scale of fines for speeding infractions
63 committed under section 14-219 with a minimum fine of thirty-five
64 dollars and the fine increasing in proportion to the severity of the
65 violation. The fines may be modified as the judges of the Superior
66 Court deem advisable.

67 (b) The judges of the Superior Court shall establish and maintain a
68 schedule of fines to be paid for those violations of section 14-219
69 specified in subsection (e) of said section, with such fines increasing in
70 proportion to the severity of the violation and for violations under
71 subsection (b) of section 51-164n. The fines may be modified as the
72 judges of the Superior Court deem advisable.

73 (c) No fine established in accordance with the provisions of
74 subsection (a) of this section may be less than thirty-five dollars or in
75 excess of ninety dollars, except that fines established for (1) parking tag
76 violations, [and] (2) violations of subsection (c) of section 14-100a, and
77 (3) violations of section 29-6c, as amended by this act, may be less than
78 thirty-five dollars.

79 (d) No fine established in accordance with the provisions of
80 subsection (b) of this section may be in an amount in excess of the
81 maximum amount specified by statute for such violation.

82 (e) Any infraction for which a fine has not been established
83 pursuant to the provisions of subsection (a) of this section shall carry a
84 fine of thirty-five dollars until such time as the judges of the Superior
85 Court may establish a different fine for such infraction.

86 (f) Any violation for which a fine has not been established pursuant
87 to subsection (b) of this section shall carry a fine of one hundred
88 dollars or the maximum fine specified by statute for such violation,
89 whichever is less.

90 Sec. 3. Subsection (b) of section 51-164n of the 2010 supplement to
91 the general statutes is repealed and the following is substituted in lieu
92 thereof (*Effective October 1, 2010*):

93 (b) Notwithstanding any provision of the general statutes, any
94 person who is alleged to have committed (1) a violation under the
95 provisions of section 1-9, 1-10, 1-11, 4b-13, 7-13, 7-14, 7-35, 7-41, 7-83, 7-
96 283, 7-325, 7-393, 8-25, 8-27, 9-63, 9-296, 9-305, 9-322, 9-350, 10-193, 10-
97 197, 10-198, 10-230, 10-251, 10-254, 12-52, 12-170aa, 12-292 or 12-326g,
98 subdivision (4) of section 12-408, subdivision (3), (5) or (6) of section
99 12-411, section 12-435c, 12-476a, 12-476b, 12-487, 13a-71, 13a-107, 13a-
100 113, 13a-114, 13a-115, 13a-117b, 13a-123, 13a-124, 13a-139, 13a-140, 13a-
101 143b, 13a-247 or 13a-253, subsection (f) of section 13b-42, section 13b-
102 90, 13b-221, 13b-292, 13b-336, 13b-337, 13b-338, 13b-410a, 13b-410b or
103 13b-410c, subsection (a), (b) or (c) of section 13b-412, section 13b-414,
104 subsection (d) of section 14-12, section 14-20a or 14-27a, subsection (e)
105 of section 14-34a, subsection (d) of section 14-35, section 14-43, 14-49,
106 14-50a or 14-58, subsection (b) of section 14-66, section 14-66a, 14-66b
107 or 14-67a, subsection (g) of section 14-80, subsection (f) of section 14-
108 80h, section 14-97a, 14-100b, 14-103a, 14-106a, 14-106c, 14-146, 14-152,
109 14-153 or 14-163b, a first violation as specified in subsection (f) of
110 section 14-164i, section 14-219 as specified in subsection (e) of said

111 section, subdivision (1) of section 14-223a, section 14-240, 14-249, 14-
 112 250 or 14-253a, subsection (a) of section 14-261a, section 14-262, 14-264,
 113 14-267a, 14-269, 14-270, 14-275a, 14-278 or 14-279, subsection (e) of
 114 section 14-283, section 14-291, 14-293b, 14-296aa, 14-319, 14-320, 14-321,
 115 14-325a, 14-326, 14-330 or 14-332a, subdivision (1), (2) or (3) of section
 116 14-386a, section 15-33, subsection (a) of section 15-115, section 16-256,
 117 16-256e, 16a-15 or 16a-22, subsection (a) or (b) of section 16a-22h,
 118 section 17a-24, 17a-145, 17a-149, 17a-152, 17a-465, 17a-642, 17b-124,
 119 17b-131, 17b-137 or 17b-734, subsection (b) of section 17b-736, section
 120 19a-30, 19a-33, 19a-39 or 19a-87, subsection (b) of section 19a-87a,
 121 section 19a-91, 19a-105, 19a-107, 19a-215, 19a-219, 19a-222, 19a-224,
 122 19a-286, 19a-287, 19a-297, 19a-301, 19a-309, 19a-335, 19a-336, 19a-338,
 123 19a-339, 19a-340, 19a-425, 19a-502, 20-7a, 20-14, 20-158, 20-231, 20-257,
 124 20-265 or 20-324e, subsection (a) of section 20-341, section 20-341l, 20-
 125 597, 20-608, 20-610, 21-30, 21-38, 21-39, 21-43, 21-47, 21-48, 21-63, 21-
 126 76a, 21a-21, 21a-25, 21a-26 or 21a-30, subsection (a) of section 21a-37,
 127 section 21a-46, 21a-61, 21a-63 or 21a-77, subsection (b) of section 21a-
 128 79, section 21a-85, 21a-154, 21a-159, 22-13, 22-14, 22-15, 22-16, 22-29, 22-
 129 34, 22-35, 22-36, 22-38, 22-39, 22-39a, 22-39b, 22-39c, 22-39d, 22-39e, 22-
 130 49, 22-54, 22-61, 22-89, 22-90, 22-98, 22-99, 22-100, 22-111o, 22-279, 22-
 131 280a, 22-318a, 22-320h, 22-324a, 22-326 or 22-342, subsection (b) or (e)
 132 of section 22-344, section 22-359, 22-366, 22-391, 22-413, 22-414, 22-415,
 133 22a-66a or 22a-246, subsection (a) of section 22a-250, subsection (e) of
 134 section 22a-256h, section 22a-381d, 22a-449, 22a-461, 23-37, 23-38, 23-46
 135 or 23-61b, subsection (a) or (b) of section 23-65, section 25-37, 25-40, 26-
 136 19, 26-21, 26-31, 26-40, 26-40a, 26-49, 26-54, 26-59, 26-61, 26-64, 26-79,
 137 26-89, 26-97, 26-107, 26-117, 26-128, 26-131, 26-132, 26-138, 26-141, 26-
 138 207, 26-215, 26-224a, 26-227, 26-230, 26-294, 28-13, 29-6a, 29-6c, as
 139 amended by this act, 29-109, 29-143o, 29-143z or 29-156a, subsection
 140 (b), (d), (e) or (g) of section 29-161q, section 29-161y, 29-161z, 29-198,
 141 29-210, 29-243, 29-277, subsection (c) of section 29-291c, section 29-316,
 142 29-318, 29-381, 30-48a, 30-86a, 31-3, 31-10, 31-11, 31-12, 31-13, 31-14, 31-
 143 15, 31-16, 31-18, 31-23, 31-24, 31-25, 31-28, 31-32, 31-36, 31-38, 31-38a,
 144 31-40, 31-44, 31-47, 31-48, 31-51, 31-51k, 31-52, 31-52a or 31-54,

145 subsection (a) or (c) of section 31-69, section 31-70, 31-74, 31-75, 31-76,
 146 31-76a, 31-89b or 31-134, subsection (i) of section 31-273, section 31-288,
 147 36a-787, 42-230, 45a-450, 45a-634 or 45a-658, subdivision (13) or (14) of
 148 section 46a-54, section 46a-59, 46b-22, 46b-24, 46b-34, 46b-38dd, 46b-
 149 38gg, 46b-38kk, 47-34a, 47-47, 49-8a, 49-16 or 53-133, or section 53-212a,
 150 53-249a, 53-252, 53-264, 53-302a, 53-303e, 53-311a, 53-321, 53-322, 53-
 151 323, 53-331, 53-344 or 53-450, or (2) a violation under the provisions of
 152 chapter 268, or (3) a violation of any regulation adopted in accordance
 153 with the provisions of section 12-484, 12-487 or 13b-410, or (4) a
 154 violation of any ordinance, regulation or bylaw of any town, city or
 155 borough, except violations of building codes and the health code, for
 156 which the penalty exceeds ninety dollars but does not exceed two
 157 hundred fifty dollars, unless such town, city or borough has
 158 established a payment and hearing procedure for such violation
 159 pursuant to section 7-152c, shall follow the procedures set forth in this
 160 section.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2010</i>	29-6c
Sec. 2	<i>October 1, 2010</i>	51-164m
Sec. 3	<i>October 1, 2010</i>	51-164n(b)

Statement of Purpose:

To make the violation of the emergency response to repeated false alarms statute an infraction.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]